Calendar No. 144

101ST CONGRESS *1st Session*	SENATE	REPORT 101-68

CERTIFICATE OF DOCUMENTATION FOR THE VESSEL "AFRICAN QUEEN"

Mr. HOLLINGS, from the Committee on Commerce, Science, and Transportation, submitted the following

REPORT

OF THE

SENATE COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

ON

S. 904

JULY 11 (legislative day, JANUARY 3), 1989.—Ordered to be printed

---

U.S. GOVERNMENT PRINTING OFFICE
29-010 WASHINGTON : 1989

S263-17

COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

ERNEST F. HOLLINGS, South Carolina, *Chairman*

DANIEL K. INOUYE, Hawaii
WENDELL H. FORD, Kentucky
J. JAMES EXON, Nebraska
ALBERT GORE, JR., Tennessee
JOHN D. ROCKEFELLER IV, West Virginia
LLOYD BENTSEN, Texas
JOHN F. KERRY, Massachusetts
JOHN B. BREAUX, Louisiana
RICHARD H. BRYAN, Nevada
CHARLES S. ROBB, Virginia

JOHN C. DANFORTH, Missouri
BOB PACKWOOD, Oregon
LARRY PRESSLER, South Dakota
TED STEVENS, Alaska
ROBERT W. KASTEN, JR., Wisconsin
JOHN McCAIN, Arizona
CONRAD BURNS, Montana
SLADE GORTON, Washington
TRENT LOTT, Mississippi

RALPH B. EVERETT, *Chief Counsel and Staff Director*
WALTER B. MCCORMICK, Jr., *Minority Chief Counsel and Staff Director*

Calendar No. 144

101ST CONGRESS
1st Session

SENATE

REPORT
101-68

CERTIFICATE OF DOCUMENTATION FOR THE VESSEL "AFRICAN QUEEN"

JULY 11 (legislative day, JANUARY 3), 1989.—Ordered to be printed

Mr. HOLLINGS, from the Committee on Commerce, Science, and Transportation, submitted the following

REPORT

[To accompany S. 904]

The Committee on Commerce, Science, and Transportation, to which was referred the bill (S. 904) to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel the *African Queen,* having considered the same, reports favorably thereon and recommends that the bill do pass.

PURPOSE OF THE LEGISLATION

S. 904, as reported, grants coastwise trading privileges to the vessel *African Queen.*

BACKGROUND AND NEEDS

Subject to certain limited exceptions, the provisions of law known as the Jones Act (section 27 of the Merchant Marine Act, 1920) and sections 12106-12108 of title 46, U.S. Code, provide that only those vessels built in the United States, continuously documented under the laws of the United States, and continuously owned by U.S. citizens may transport merchandise or passengers in the coastwise trade of the United States.

Where the facts applicable to a particular vessel suggest that the U.S.-built or U.S.-owned requirements have not been satisfied, the Coast Guard may not issue a document permitting coastwise trading privileges for that vessel unless the requirements of the Act and title 46 are statutorily waived.

The vessel *African Queen,* U.S. official number 947514, and Florida registration number FL9357CE, is a 30-foot vessel built in England in 1912 and registered in the State of Florida. the vessel was used in the movie "The African Queen." The current owner of the vessel intends to operate a tour business with this vessel, offering interested parties an opportunity to ride on the vessel used in the famous film.

The owner is seeking a statutory waiver of the Jones Act and the title 46 provisions because the vessel was not built in the United States, as required for the carriage of the passengers.

LEGISLATIVE HISTORY

S. 904 was introduced in the Senate on May 3, 1989, by Senator Graham. In open executive session on June 20, 1989, the Committee considered S. 904, and ordered the legislation reported favorably without objection and without amendment.

ESTIMATED COSTS

In accordance with paragraph 11(a) of rule XXVI of the Standing Rules of the Senate and section 403 of the Congressional Budget Act of 1974, the Committee provides the following cost estimate, prepared by the Congressional Budget Office:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, June 28, 1989.

Hon. ERNEST F. HOLLINGS,
Chairman, Committee on Commerce, Science and Transportation, U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: The Congressional Budget Office has reviewed S. 904, a bill to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel the African Queen. The bill was ordered reported by the Senate Committee on Commerce, Science and Transportation on June 20, 1989. Enactment of S. 904 is not expected to result in any cost to the federal government or to state or local governments.

If you wish further details on this estimate, we will be pleased to provide them. The CBO staff contact is Deborah Reis.

Sincerely

ROBERT D. REISCHAUER,
Director.

REGULATORY IMPACT STATEMENT

In accordance with paragraph 11(b) of rule XXVI of the Standing Rules of the Senate, the Committee provides the following evaluation of the regulatory impact of the legislation, as reported.

Because S. 904 does not create any new programs, the legislation will have no additional regulatory impact, and will result in no additional reporting requirements. The legislation will have no effect on the number or types of individuals and businesses regulated, the economic impact of such regulation, the personal privacy of affect-

ed individuals, or the paperwork required from such individuals and businesses.

SECTION-BY-SECTION ANALYSIS

The bill consists of one section. It provides that, notwithstanding sections 12105 and 12106 of title 46, U.S. Code, and sections 27 and 27A of the Merchant Marine Act, 1920, as applicable on the date of enactment of this Act, the vessel *African Queen,* U.S. official number 947514, and Florida registration number FL9357CE, is eligible to engage in the coastwise trade and the Secretary of the department in which the Coast Guard is operating may issue a certificate of documentation for such vessel.

CHANGES IN EXISTING LAW

In compliance with paragraph 12 of rule XXVI of the Standing Rules of the Senate, the Committee states that the bill as reported would make no change to existing law.

○